

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-X PRISCO NAJERA, ISRAEL FUENTES,
CRISTOBAL BRAVO, LEVI GALLARDO,
LUGO ROMANO, PABLO NAJERA,
ELEUTERIO ALONZO, JOSE LUIS
ORTEGA, WILFREDO RAMIREZ,
ANASTACIO ANTOLIN, LUIS ANTONIO
CANIZAL, FAUSTO RAMALES,
FERNANDO ARRELLANOS, LUIS
NAJERA, ADALBERTO NAVARRO
FLORES, AURELIANO TAPIA, ISRAEL
JUAREZ LUNA, RODOLFDO RUIZ
BRIONES, MANUEL MONTIEL LOPEZ,
FERNANDO RODRIGUEZ, CLAUDIO
ARIAS, and IVAN BENITEZ,

12cv3133 (DLC)

14cv4563 (DLC)

15cv4069 (DLC)

15cv10062 (DLC)

NOTICE OF MOTION

Plaintiffs,

-against-

144 NINTH GOTHAM PIZZA, INC., (d/b/a
GOTHAM PIZZA), 852 EIGHTH
GOTHAM PIZZA INC., (d/b/a GOTHAM
PIZZA), 1443 YORK GOTHAM PIZZA
INC., (d/b/a GOTHAM PIZZA), 1667
FIRST GOTHAM PIZZA, INC., (d/b/a
GOTHAM PIZZA), (d/b/a GOTHAM
PIZZA), MICHAEL SHAMAILOV, and
LANA SHAMAILOV,

Defendants.

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PLEASE TAKE NOTICE that, upon the annexed Declaration of Joshua S. Androphy, the accompanying Memorandum of Law, and all the papers and proceedings had herein, Plaintiffs will move this Court, before the Honorable Denise L. Cote, at the United States Courthouse for the Southern District of New York, located at 500 Pearl Street, New York, New York, 10070, on

a date to be determined by the Court, for an Order awarding Plaintiffs attorneys' fees and costs, as well as such further relief as the Court deems just and proper.

In accordance with the Court's order, Defendants will file any opposition on or before January 13, 2017, and Plaintiffs shall file a reply, if any, by January 27, 2017.

Dated: New York, New York
December 16, 2016

MICHAEL FAILLACE & ASSOCIATES, P.C.

By: /s/Joshua S. Androphy
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